

Appln No. 10/791,716
Amdt. Dated September 29, 2005
Response to Office Action of July 7, 2005

2

REMARKS/ARGUMENTS

In response to the Examiner's further Office Action of July 6, 2005 in the present RCE application, the Applicant submits the below Remarks.

Regarding 35 USC 102(b) and 103(a) Rejections

From the text of the 35 USC 102(b) and 103(a) Rejections in the Detailed Action, it appears that the Examiner has merely re-raised the rejections raised in the first Office Action of January 26, 2005. However, the Examiner has given no response to the amendments and arguments against those rejections submitted in the Applicant's Amendment/Replies of March 9, 2005 and June 2, 2005.

The Applicant raised the above issues with the Examiner via numerous email and facsimile transmissions, to which the Applicant has had no reply. Thus, in order to avoid the need to pay unnecessary time extension fees the Applicant is submitted the present Reply. It is respectfully submitted that the present Reply is a *bona fide* attempt by the Applicant to progress the prosecution of the present application.

Thus, it is respectfully requested that the Examiner reissue the present Office Action with reasons why the rejections have been maintained and where in the cited references of record the Examiner believes the present features of the pending (twice amended) claims to be found.

Notwithstanding the above, it is respectfully submitted that the present application is in condition for allowance and reconsideration of the present application is respectfully requested.

Very respectfully,

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3

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